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October 6, 2016

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

RE: Notice of Ex Parte Communication, WC Docket Nos. 10-90, 14-58
and 14-259

Dear Secretary Dortch:

On October 4, 2016, the undersigned, along with Jeffrey S. Nordhaus, Executive Vice President, Innovation & Broadband, Empire State Development and Charles Small, Associate Director of Federal Affairs of the Washington D.C. Office of New York Governor Andrew Cuomo, spoke by conference call with Carol Matthey and Alexander Minard from the Wireline Competition Bureau to discuss the above-captioned proceedings.

The purpose of the call was to discuss potential approaches for allowing broadband providers to access the CAF funding that price cap carriers in certain states previously had declined. The New York representatives noted that allowing other providers to access the funding would promote the public interest by increasing the likelihood of bringing broadband to affected states and minimizing additional burdens on the federal Universal Service Fund. It would also yield significant synergies that cannot be achieved under any of the alternative approaches proposed by the Commission in the *Further Notice*.

Secretary Dortch
October 6, 2016
Page 2

This letter is being submitted electronically in the above-referenced dockets pursuant to Section 1.1206(b) of the Commission's Rules. Should you have any questions, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/

John M. Beahn

Counsel to Empire State Development